

The Honorable James L. Robart

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURGH, PA, a New
York company,

Plaintiff,

v.

EXPEDITORS INTERNATIONAL OCEAN,
INC., a Washington corporation,

Defendant.

No. 2:19-cv-01587-JLR

PARTIES' JOINT MOTION TO EXTEND
CASE SCHEDULE

Note for Motion: September 24, 2020

COME NOW the parties, and hereby stipulate and jointly move the Court, pursuant to LCR 16(b)(6), to extend the trial date from April 5, 2021 to a date no sooner than November 1, 2021, or as soon thereafter as the Court may conveniently schedule trial, and to extend all pre-trial case schedule deadlines (Dkt 10) accordingly.

This case's facts and circumstances are addressed in defendant's pending motion for partial summary judgment regarding limitation of liability filed July 30, 2020 (Dkt 12), and plaintiff's response thereto. Briefly, it involves a shipment of ocean cargo from Malaysia to Japan which plaintiff alleges was damaged in transit. Plaintiff is the shipper's subrogee, and seeks recovery from defendant of insurance proceeds it paid the shipper.

PARTIES' JOINT MOTION TO EXTEND CASE
SCHEDULE - 1
Case No. 2:19-cv-01587-JLR

FOSTER GARVEY PC
1111 Third Avenue, Suite 3000
Seattle, Washington 98101-3292
Phone (206) 447-4400
Fax (206) 447-9700

1 The Court's decision on the pending motion may either terminate the case, or require
2 discovery as to liability and damages.

3 Discovery in this matter would be costly and difficult in light of the pandemic, and the
4 location of all fact witnesses and evidence overseas. The parties have reasonably prosecuted the
5 case in the current environment, which culminated in defendant's pending motion. The parties
6 wish to avoid potentially unnecessary costs, which would be extensive, as well as inconvenience
7 to party and non-party witnesses, by deferring discovery until after the Court has ruled on
8 defendant's motion.
9

10 The Court may extend the case scheduling dates for good cause. LCR 16(b)(6). The
11 parties submit that good cause exists to extend the trial and associated case dates for the reasons
12 stated above. The parties respectfully request that the Court enter a new case schedule with the
13 following dates, or on dates as soon thereafter as is convenient to the Court:
14

15	BENCH TRIAL DATE	November 1, 2021 (Length of Trial 2 days)
16	Disclosure of expert testimony under	
17	FRCP 26(a)(2)	March 8, 2021
18	Discovery completed by	May 7, 2021
19	Agreed pretrial order due	October 11, 2021
20	Deposition designations	October 18, 2021
21	submitted to the court per LCR 32(e)	
22	Pretrial conference to be held on	October __, 2021
23	March 22, 2021	
24	Trial briefs and proposed findings	October 25, 2021
25	of fact and conclusions of law by.	
26		

PARTIES' JOINT MOTION TO EXTEND CASE
SCHEDULE - 2
Case No. 2:19-cv-01587-JLR

FG:54005217 1

FOSTER GARVEY PC
1111 Third Avenue, Suite 3000
Seattle, Washington 98101-3292
Phone (206) 447-4400
Fax (206) 447-9700

1 DATED this 24th day of September, 2020.

2
3 *s/ Steven W. Block*

4 _____
5 Steven W. Block, WSBA No. 24299
6 FOSTER GARVEY PC
7 1111 Third Avenue, Suite 3000
8 Seattle, Washington 98101-3292
Telephone: (206) 447-4400
Facsimile: (206) 447-9700
Email: steve.block@foster.com
Attorney for Defendant

9 *s/ Vi Jean Reno*

10 _____
11 Vi Jean Reno, WSBA No. 9385
12 LAW OFFICES OF VI JEAN RENO
13 1420 Fifth Avenue, Suite 3000
14 Seattle, WA 98101
15 Telephone: (206) 622-4100
16 Facsimile: (206) 464-0461
17 Email: vjreno@renolawsea.com
18 *Attorney for Plaintiff*

19
20
21
22
23
24
25
26
PARTIES' JOINT MOTION TO EXTEND CASE
SCHEDULE - 3
Case No. 2:19-cv-01587-JLR

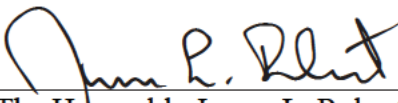
FG:54005217 1

FOSTER GARVEY PC
1111 Third Avenue, Suite 3000
Seattle, Washington 98101-3292
Phone (206) 447-4400
Fax (206) 447-9700

ORDER

The parties having so stipulated, and the Court finding good cause for entry hereof,
NOW, THEREFORE, IT IS HEREBY ORDERED that ~~the case schedule be reset in~~
~~accordance with the above listed dates.~~ the parties' stipulated motion is GRANTED. The
court shall issue a new case schedule.

Dated this 28th day of September, 2020.



The Honorable James L. Robart
United States District Court Judge

Presented by

s/ Steven W. Block

Steven W. Block, WSBA No. 24299
FOSTER GARVEY PC
1111 Third Avenue, Suite 3000
Seattle, Washington 98101-3292
Telephone: (206) 447-4400
Facsimile: (206) 447-9700
Email: steve.block@foster.com
Attorney for Defendant

s/ Vi Jean Reno

Vi Jean Reno, WSBA No. 9385
LAW OFFICES OF VI JEAN RENO
1420 Fifth Avenue, Suite 3000
Seattle, WA 98101
Telephone: (206) 622-4100
Facsimile: (206) 464-0461
Email: vjreno@renolawsea.com
Attorney for Plaintiff

PARTIES' JOINT MOTION TO EXTEND CASE
SCHEDULE - 4
Case No. 2:19-cv-01587-JLR